

S/N 09/922,431

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | | |
|-------------|--|-----------------|-------------|
| Applicant: | KIRILA II ET AL. | Examiner: | UNKNOWN |
| Serial No.: | 09/922,431 | Group Art Unit: | 2862 |
| Filed: | AUGUST 3, 2001 | Docket No.: | 13174.7USII |
| Title: | PROCESS AND DEVICE TO CONTINUOUSLY MONITOR AND CONTROL A MANUFACTURING PROCESS | | |

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on February 26, 2002.

Kristine A. Unack
Kristine A. Unack

REQUEST FOR CORRECTED FILING RECEIPT

Commissioner for Patents
Office of Initial Patent Examination
Customer Service Center
Washington, D.C. 20231

RECEIVED
MAR 14 2002
TC 2800 MAIL ROOM

Dear Sir:

Enclosed is a photocopy of the filing receipt from the United States Patent and Trademark Office in the above-identified application showing requested corrections. The filing receipt is erroneous in the following respects as reflected in the papers originally filed: The Domestic Priority Data is incorrect. The Domestic Priority Data should read:

This application is a continuation-in-part application of U.S. Serial No. 09/277,442 filed March 26, 1999, now abandoned, (which is a continuation patent application of U.S. provisional Serial No. 60/079,441 filed March 26, 1998, now abandoned) and U.S. Serial No. 09/309,160 filed May 10, 1999, now U.S. Patent No. 6,287,493 issued September 11, 2001 which is a divisional of U.S. Serial No. 09/267,189 filed March 12, 1999, now U.S. Patent No. 6,143,215 issued November 7, 2000 which is a continuation-in-part of U.S. Serial No. 08/715,533 filed September 18, 1996, now U.S. Patent No. 5,971,742 issued October 26, 1999 which is a continuation patent application of U.S. provisional Serial No. 60/078,605 filed March 19, 1998, now abandoned.

Correction of the records of the United States Patent and Trademark Office and issuance of a corrected filing receipt are respectfully solicited.

Respectfully submitted,

MERCHANT & GOULD P.C.
P.O. Box 2903
Minneapolis, Minnesota 55402-0903
(612) 332-5300

Date: 26 Feb '02

Mark DiPietro
Mark DiPietro
Reg. No. 28,707
MD:PSTkaw





UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

| APPLICATION NUMBER | FILING DATE | GRP ART UNIT | FIL FEE REC'D | ATTY. DOCKET NO. | DRAWINGS | TOT CLAIMS | IND CLAIMS |
|--------------------|-------------|--------------|---------------|------------------|----------|------------|------------|
| 09/922,431 | 08/03/2001 | 2862 | 966 | 13174.7US11 ✓ | 3 | 27 | 3 |

23552 **MJD**
MERCHANT & GOULD PC
P.O. BOX 2903
MINNEAPOLIS, MN 55402-0903



CONFIRMATION NO. 7423

UPDATED FILING RECEIPT



OC000000007327844

Date Mailed: 01/17/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Gene E. Kirila II, Transfer, PA;
Robert P. Mccollum, Transfer, PA;

Domestic Priority data as claimed by applicant

~~THIS APPLN CLAIMS BENEFIT OF 60/078,605 03/19/1998
AND CLAIMS BENEFIT OF 60/079,441 03/26/1998~~

Foreign Applications

If Required, Foreign Filing License Granted 09/08/2001

Projected Publication Date: 04/25/2002

Non-Publication Request: No

Early Publication Request: No

Title

Process and device to continuously monitor and control a manufacturing process

Preliminary Class

702

This appln is a CIP of
09/277,442 03/26/1999
abandoned which is a con
of 60/079,441 03/26/1998
abandoned and 09/309,160
05/10/1999, now Pat. no.
6,287,493 09/11/2001
which is a div of
09/267,189 03/12/1999,
now Pat. no 6,143,215
11/07/2000 which is
a CIP of 08/715,533
09/18/1996, now Pat. no.
5,971,742 10/26/1999
which is a con of
60/078,605
03/19/1998
abandoned

RECEIVED
MAR 14 2002
TC 2800 MAIL ROOM



LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

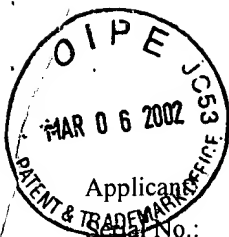
The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

RECEIVED
MAR 14 2002
TC 2800 MAIL ROOM

Receipt



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | | |
|-------------|--|-----------------|-------------|
| Applicant: | KIRILA II ET AL. | Examiner: | UNKNOWN |
| Serial No.: | 09/922,431 | Group Art Unit: | 2862 |
| Filed: | AUGUST 3, 2001 | Docket: | 13174.7USII |
| Title: | PROCESS AND DEVICE TO CONTINUOUSLY MONITOR AND CONTROL A MANUFACTURING PROCESS | | |

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence and the paper(s), as described herein, are being deposited in the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Office of Initial Patent Examination, Customer Service Center, Washington, D.C. 20231, on February 26, 2002.

By:

Kirila A. Ciolek
Kostine Anacek

Commissioner for Patents
Office of Initial Patent Examination
Customer Service Center
Washington, D.C. 20231

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Other: Request for Corrected Filing Receipt and copy of filing receipt with changes marked in red.
- ☒ Return postcard

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

MERCHANT & GOULD P.C.
P.O. Box 2903, Minneapolis, MN 55402-0903
612.332.5300

By:

Mark DiPietro
Name: Mark DiPietro
Reg. No.: 28,707
MDiPietro:PSTkaw



23552

PATENT TRADEMARK OFFICE

RECEIVED
MAR 14 2002
TC 2800 MAIL ROOM